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PATENT



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Schaumont et al

) Group Art Unit 2123

Appl. No. : 09/873,553

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) Arlington, VA 22202, on

Filed : June 04, 2001

For : A DESIGN APPARATUS AND
) A METHOD FOR
) GENERATING AN
) IMPLEMENTABLE
) DESCRIPTION OF A DIGITAL
) SYSTEM
)

August 19, 2002

(Date)

Eric M. Nelson, Reg. No. 43,829

Examiner : UNKNOWN

PETITION FOR ENTITLEMENT TO FILING DATE

United States Patent and Trademark Office
 Office of Petitions
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 Arlington, VA 22202

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AUG 26 2002

OFFICE OF PETITIONS

Dear Sir:

PETITION FOR ENTITLEMENT TO FILING DATEUNDER 37 C.F.R. § 1.182 and M.P.E.P. § 506.02

This petition is in response to the "NOTICE OF INCOMPLETE NONPROVISIONAL APPLICATION" dated June 20, 2002. That Notice states that the Application was deposited without drawings as required by 35 U.S.C. § 113 and that any assertions that the drawings were already submitted must be by way of a petition. The Notice further states that a \$130 petition fee must accompany the petition, but that if the petition asserts entitlement to the filing date, a request for refund of fee may be included.

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: 09/873,553

Examiner

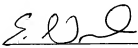
: UNKNOWN

Applicant hereby respectfully petitions to accord a filing date to this application under 37 C.F.R. § 1.182 and M.P.E.P. § 506.02. Drawings are required "where necessary for the understanding of the subject matter sought to be patented." Applicant declares that the drawings can be found in the application's parent application, U.S. Patent Application No. 09/237,549, titled "A DESIGN APPARATUS AND A METHOD FOR GENERATING AN IMPLEMENTABLE DESCRIPTION OF A DIGITAL SYSTEM", filed January 26, 1999, which was incorporated by reference in its entirety. This material was thereby present in the application as originally filed. The Applicant hereby requests that the application be accorded the filing date of June 4, 2001 because the drawings had were included in the application via the incorporation by reference. As the application is entitled to the filing date, Applicant requests a refund of the petition fee. Applicant has enclosed herewith an amendment which provides the drawings that were incorporated by reference.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: Aug. 19, 2002

By: 
Eric M. Nelson
Registration No. 43,829
Attorney of Record
2040 Main Street
14th Floor
Irvine, CA 92614
(619) 235-8550